



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

- v. -

: **ORDER**

: 13 Cr. 360 (AJN)

GARY THOMAS, :

Defendant. :

----- x -----

Upon the request of defendant Gary Thomas, by his counsel Hannah McCrea, and with good cause shown, it is hereby

ORDERED that the United States Department of Probation amend the defendant's Presentence Report in the above-captioned case to reflect the fact that the Court sustained the defendant's objection to the two-level sentencing enhancement for a credible threat to use violence under U.S.S.G. § 2D1.1(b)(2). Accordingly, the Department of Probation is directed to remove that sentencing enhancement from the defendant's Presentence Report. The Department of Probation is further directed to provide a copy of the revised Presentence Report to defense counsel and the Federal Bureau of Prisons no later than March 1, 2023.

Dates: New York, New York
February 6 2023

The Clerk of Court is respectfully directed to terminate Dkt. No. 416.

SO ORDERED:

HONORABLE ALISON J. NATHAN
United States ~~District~~ Judge Circuit Judge,
sitting by designation